

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA

3 TV INTERACTIVE DATA CORPORATION, a  
4 California Corporation,

5 Plaintiff,

6 v.

7 SONY CORPORATION; SONY COMPUTER  
8 ENTERTAINMENT INC.; SONY COMPUTER  
9 ENTERTAINMENT AMERICA, INC.; SONY  
10 CORPORATION OF AMERICA; SONY  
11 ELECTRONICS, INC.; ROYAL PHILIPS  
12 ELECTRONICS N.V.; PHILIPS ELECTRONICS  
13 NORTH AMERICA CORPORATION; TOSHIBA  
14 CORPORATION; TOSHIBA AMERICA, INC.;  
15 TOSHIBA AMERICA CONSUMER PRODUCTS,  
16 L.L.C.; VICTOR COMPANY OF JAPAN, LTD.; JVC  
17 AMERICAS CORP.; FUNAI ELECTRIC CO., LTD.;  
18 FUNAI CORPORATION, INC.; P&F USA, INC.,  
19 ,

20 Defendants.

Case No. C 10-00475 PJH

**STIPULATION AND  
[PROPOSED]  
ORDER/COMMISSION FOR  
DEPOSITIONS TO BE TAKEN IN  
JAPAN**

**DEPONENT:  
TOSHIBA CORPORATION**

**JOINT STIPULATION**

Beginning December 6, 2011, TV Interactive Data Corp. ("TVI") will begin depositions of certain witnesses from Toshiba Corporation ("Toshiba") at the U.S. Embassy in Tokyo. TVI and Toshiba hereby submit and jointly stipulate to the following Proposed Order/Commission for Depositions to be Taken in Japan.

**FOR PLAINTIFF TV INTERACTIVE DATA CORP.**

ROBINS, KAPLAN, MILLER & CIRESI,  
L.L.P.

By: /s/ Victor C. Chan  
Sang Young A. Brodie (pro hac vice)  
E-mail: sybrodie@rkmc.com  
Richard M. Martinez (pro hac vice)  
E-mail: rmmartinez@rkmc.com  
Trevor J. Foster (pro hac vice)  
E-mail: tjfoster@rkmc.com  
Victor C. Chan (pro hac vice)  
E-mail: vcchan@rkmc.com

Dated: November 7, 2011

**FOR DEFENDANT TOSHIBA CORPORATION**

DLA PIPER LLP

By: /s/ Ronald L. Yin  
Ronald L. Yin  
E-mail: ronald.yin@dlapiper.com  
Mark D. Fowler  
E-mail: mark.fowler@dlapiper.com  
Gerald T. Sekimura  
E-mail: gerald.sekimura@dlapiper.com  
Erik R. Fuehrer  
E-mail: erik.fuehrer@dlapiper.com  
Carrie Lynn Williamson  
E-mail: carrie.williamson@dlapiper.com

Dated: November 7, 2011

1 I, Victor C. Chan, am the ECF user whose User ID and Password are being utilized in the  
2 electronic filing of the STIPULATION AND [PROPOSED] ORDER/COMMISSION FOR  
3 DEPOSITIONS TO BE TAKEN IN JAPAN. Pursuant to the Northern District of California's  
4 General Order 45(X)(B), I attest that concurrence in the filing has been obtained from Ronald L.  
5 Yin.

6 Dated: November 7, 2011

/s/ Victor C. Chan

Victor C. Chan

**[PROPOSED] ORDER/COMMISSION FOR DEPOSITIONS TO BE TAKEN IN JAPAN**

TO: ANY CONSUL OR VICE CONSUL OF THE UNITED STATES OF AMERICA  
AT TOKYO, JAPAN

Upon the application of Complainant TV Interactive Data Corporation (“TVI”), in *TVI Data Corp. v. Sony Corp., et al.*, Inv. No. 10-00475, before the U.S. District Court for the Northern District of California, and pursuant to Article 17 of the United States – Japan Consular Convention,

**IT IS ORDERED THAT** the depositions on notice of the following volunteering witnesses be taken at the U.S. Embassy in Tokyo, Japan commencing on or about December 6, 2011, at 8:30 a.m. and terminating on or about December 22, 2011 at 4:00 p.m., and that any documentary exhibits in connection therewith be marked:

**1. Fed. R. Civ. P. 30(b)(6) deposition of Toshiba Corporation**

**Toshiba Corporation**

1-1, Shibaura 1-chome, Minato-ku  
Tokyo, 105-8001, Japan

Potential witnesses for the Fed. R. Civ. P. 30(b)(6) deposition Toshiba Corporation include the following:

Reiko Kawachi  
Tadayuki Tanie  
Hajime Suda  
Hiroyasu Oogo  
Akira Takei  
Nobumasu Naito

**2. Fed. R. Civ. P. 30(b)(1) depositions of individuals**

Potential witnesses for depositions under Fed. R. Civ. P. 30(b)(1) include:

Reiko Kawachi  
Tadayuki Tanie  
Hajime Suda  
Hiroyasu Oogo  
Akira Takei  
Nobumasu Naito

Counsel for Defendant Toshiba Corporation who will participate in said depositions are

1 Ronald L. Yin, Mark D. Fowler, Gerald T. Sekimura, Erik R. Fuehrer, Carrie L. Williamson, and  
2 Saori Kaji.


3 Members of Toshiba Corporation's Intellectual Property Department that may attend the  
4 depositions include Yuriko Hiroko, Masatoshi Akimoto, Masatsugu Mukuge, Takeshi Tamashiro,  
5 and Minoru Asada.

6 Counsel for TVI who will participate in said depositions are Richard M. Martinez, Sang  
7 Young A. Brodie, Trevor J. Foster, and Victor C. Chan. In addition, Quynh Nguyen, James  
8 Tornes and Andrew Wolfe may attend on behalf of TVI.

9 Jared Taylor will act as interpreter.

10 The proceedings will be recorded by Christopher Sheppard Hanlon, Lee Anthony Bowry,  
11 Peter Wai Kwong Au, Jeffrey Marc Menton, Randell Buckler, Deborah Marshall, Jodi Harmon,  
12 Lawrence Paul Nelson, Melanie Louise Giamarco, Tracey LoCastro and/or Randi Birnhak with  
13 American Realtime Court Reporters & Videographers. Please cause the testimony of said  
14 witnesses to be recorded by video and reduced to writing; the depositions to be signed by said  
15 witnesses; said deposition testimony to be annexed to your Commission and closed under your  
16 seal; and the return of these materials to this Court with all convenient speed.

1 WITNESS, the Honorable Phyllis J. Hamilton, United States Judge of the United States District  
2 Court, Northern District of California, this 8th day of November 2011.

3  
4   
5 Honorable Phyllis J. Hamilton  
6 United States Judge  
7 United States District Court  
8 Northern District of California  
9 Oakland Courthouse, Courtroom 3 – 3rd Floor  
10 1301 Clay Street  
11 Oakland, CA 94612

12 I hereby certify that the signature above is that of the Honorable Phyllis J. Hamilton, United  
13 States Judge of the United States District Court, Northern District of California.

14 \_\_\_\_\_ Clerk of the Court

15 By: \_\_\_\_\_

16 Deputy Clerk: \_\_\_\_\_

17 Seal: